

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) Agenda Documents:  
Case Closures Under ) No. X01-118  
Enforcement Priority ) No. X01-118-A  
 ) No. X01-118-B

AMENDED CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on November 6, 2001, do hereby certify that the Commission took the following actions in the above-captioned matter:

A. Decided by a vote of 6-0 to take the following actions in MUR 5059:✓

1. Find reason to believe in MUR 5059 that the Sand for Senate 2000 Committee and Chad R. McCabe, as treasurer, violated 2 U.S.C. § 434(a).
2. Send an admonishment letter.
3. Take no action with respect to all other respondents in MUR 5059.
4. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
5. Approve the appropriate letters.

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Commissioners Mason, McDonald, Sandstrom, Smith, Thomas,  
and Wold voted affirmatively for the decision.

B. Decided by a vote of 6-0 to take the  
following actions in MUR 5061:

1. Find reason to believe in MUR 5061 that  
Brannen for Congress, Inc., and  
William H. Barry, III, as treasurer,  
violated 2 U.S.C. § 441d.
2. Send an admonishment letter.
3. Take no action with respect to all  
other respondents in MUR 5061.
4. Close the file effective November 20,  
2001 (two weeks from the date of the  
Commission vote).
5. Approve the appropriate letters.

Commissioners Mason, McDonald, Sandstrom, Smith, Thomas,  
and Wold voted affirmatively for the decision.

C. Decided by a vote of 6-0 to take the  
following actions in MUR 5130:

1. Find reason to believe in MUR 5130 that  
Simmons for Congress and Anne Simeone,  
as treasurer, violated 2 U.S.C. § 441d.
2. Send an admonishment letter.

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3. Take no action with respect to all other respondents in MUR 5130.
4. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
5. Approve the appropriate letters.

Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Wold voted affirmatively for the decision.

D. Decided by a vote of 6-0 to take the following actions in MUR 5160:

1. Find no reason to believe that any of the named respondents in MUR 5160 violated any provision of the Federal Election Campaign Act, as a result of the activities described in the complaint.
2. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
3. Approve the appropriate letters.

Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Wold voted affirmatively for the decision.

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**E. Decided by a vote of 6-0 to take the  
following actions in MUR 5189:**

1. Find no reason to believe that any of the named respondents in MUR 5189 violated any provision of the Federal Election Campaign Act, as a result of the activities described in the complaint.
2. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
3. Approve the appropriate letters.

Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Wold voted affirmatively for the decision.

**F. Decided by a vote of 6-0 to take the  
following actions in MUR 5195:**

1. Find no reason to believe that any of the named respondents in MUR 5195 violated any provision of the Federal Election Campaign Act, as a result of the activities described in the complaint.
2. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
3. Approve the appropriate letters.

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Commissioners Mason, McDonald, Sandstrom, Smith, Thomas,  
and Wold voted affirmatively for the decision.

G. Failed by a vote of 3-3 to take the  
following action in MUR 5196:

Find no reason to believe that any of  
the named respondents in MUR 5196  
violated 2 U.S.C. § 441d.

Commissioners Mason, Smith, and Wold voted affirmatively  
for the motion. Commissioners McDonald, Sandstrom, and Thomas  
dissented.

H. Decided by a vote of 6-0 to take the  
following actions in MUR 5196:

1. Take no action in MUR 5196.
2. Close the file effective November 20,  
2001 (two weeks from the date of the  
Commission vote).
3. Approve the appropriate letters.

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Commissioners Mason, McDonald, Sandstrom, Smith, Thomas,  
and Wold voted affirmatively for the decision.

J. Failed by a vote of 2-3 to take the  
following actions in Pre-MUR 395:

1. Direct the Office of General Counsel (OGC) to maintain Pre-MUR 395 on the Central Enforcement Docket.
2. Present the matter for Commission consideration with the next report on case closures; unless OGC determines that this matter should be activated before circulation of the next report on Case Closures Under Enforcement Priority (EPS).

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Commissioners McDonald and Thomas voted affirmatively for the motion. Commissioners Mason, Smith, and Wold dissented. Commissioner Sandstrom abstained.

K. Decided by a vote of 6-0 to take the following actions in Pre-MUR 395:

1. Close the file in Pre-MUR 395 effective November 20, 2001 (two weeks from the date of the Commission vote).
2. Approve the appropriate letters.

Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Wold voted affirmatively for the decision.

L. Decided by a vote of 6-0 to take the following actions in MUR 4948:

1. Take no action in MUR 4948.
2. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
3. Approve the appropriate letters.

Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Wold voted affirmatively for the decision.

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M. Decided by a vote of 5-0 to take the following actions in MUR 5032:

1. Take no action in MUR 5032.
2. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
3. Approve the appropriate letters.

Commissioners Mason, McDonald, Smith, Thomas, and Wold voted affirmatively for the decision. Commissioner Sandstrom recused himself from consideration of MUR 5032; he did not vote.

N. Decided by a vote of 6-0 to take the following actions in ADR 027/MUR 5062:

Take no action, close the file effective November 20, 2001 (two weeks from the date of the Commission vote), and approve the appropriate letters in ADR 027 (formerly MUR 5062) with respect to the following respondents:

Verdegaal Brothers, Inc.; Overland Stock Yards; E & B Landscape and Garden Supplies, Inc.; Westside Chemical Company; Quick Signs, Inc.; Gregory Schneider; Western Building Properties Association; Orosi Swap Meet; Schaller Bail Bonds; Triple B Farms; and Arvel Legal Systems.

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Commissioners Mason, McDonald, Sandstrom, Smith, Thomas,  
and Wold voted affirmatively for the decision.

Attest:

November 9, 2001  
Date

Darlene Harris  
Darlene Harris  
Deputy Secretary of  
the Commission

22-04-405-4640